



General Assembly

January Session, 2003

***Raised Bill No. 1049***

LCO No. 3933

Referred to Committee on General Law

Introduced by:  
(GL )

***AN ACT CONCERNING GOOD SAMARITAN IMMUNITY FOR  
PROFESSIONAL ENGINEERS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. (NEW) (*Effective October 1, 2003*) (a) As used in this  
2       section, "professional engineer" means a person licensed as a  
3       professional engineer under chapter 391 of the general statutes, and  
4       "public official" means a federal, state or municipal official (1) having  
5       or duly authorized to exercise executive authority, (2) responsible for  
6       coordinating emergency assistance, disaster relief or similar activities  
7       to protect the public safety, (3) responsible for law enforcement  
8       activities, or (4) responsible for conducting or coordinating building  
9       inspections in an area of this state in which a declared emergency,  
10      disaster or catastrophic event has occurred.

11      (b) A professional engineer who, voluntarily and gratuitously and  
12      other than in the ordinary course of such professional engineer's  
13      employment or practice, provides structural, electrical, mechanical or  
14      other engineering services relating to any publicly or privately-owned  
15      structure, building or piping system, in connection with an emergency  
16      declared by the President under federal law or by the Governor under

17 the laws of this state, when such emergency is caused by a hurricane,  
18 tornado, storm, flood, high water, wind-driven water, tidal wave,  
19 tsunami, earthquake, volcanic eruption, landslide, mudslide,  
20 snowstorm, drought, fire, explosion, collapse or other disaster or  
21 catastrophic event in this state, at the request or with the approval of a  
22 public official acting in an official capacity, shall not be liable for civil  
23 damages for personal injury, wrongful death, property damage or  
24 other loss which results from acts, errors or omissions by such  
25 professional engineer in the performance of such engineering services  
26 that may constitute ordinary negligence.

27 (c) The immunity provided in subsection (b) of this section applies  
28 only in the case of engineering services that are provided during the  
29 period of the declared emergency, including any extension of such  
30 period, or not later than ninety days following the end of such period  
31 or extension. Such immunity does not apply to acts, errors or  
32 omissions constituting gross, wilful or wanton negligence or  
33 intentional misconduct.

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>

***GL***      ***Joint Favorable***